

WEANER PIG AGREEMENT

THIS AGREEMENT IS ENTERED THIS _____ DAY OF _____, 19____, BY
AND BETWEEN _____

_____, AS BROKER, HEREINAFTER CALLED "COOP"; AND
_____, OF _____, HEREINAFTER
CALLED "SELLER", AND _____ OF _____
_____, HEREINAFTER CALLED "BUYER".

Recitals

WHEREAS, COOP DESIRES TO BROKER THE SALE OF HIGH QUALITY WEANER PIGS PRODUCED BY SELLER FOR SALE TO BUYER, AND AS BROKER, COOP INTENDS GIVE TO SELLER A LIMITED GUARANTY OF THE PURCHASE OF HIGH QUALITY WEANER PIGS PRODUCED BY SELLER, AND GIVE A LIMITED GUARANTY TO BUYER FOR THE DELIVERY OF HIGH QUALITY WEANER PIGS TO BUYER IN CONSIDERATION FOR AN AGREEMENT BETWEEN SELLER AND COOP FOR THE SALE OF A SPECIFIED NUMBER OF HIGH QUALITY WEANER PIGS BY SELLER TO A BUYER DESIGNATED BY COOP, AND THE AGREEMENT TO PURCHASE HIGH QUALITY WEANER PIGS BROKERED BY COOP BY BUYER, AND FURTHER IN CONSIDERATION FOR A BROKERAGE FEE PAID BY BUYER TO COOP;

WHEREAS, SELLER IS ENGAGED IN THE PRODUCTION AND SALE OF WEANER PIGS OWNED BY THE SELLER, AND SELLER OWNS AND OPERATES A _____ UNIT FARROWING FACILITY LOCATED IN _____ (THE SELLER'S FACILITIES), AND IS COMMITTED TO BREEDING AND RAISING CONSISTENTLY UNIFORM, LEAN, HIGHHEALTH STATUS, SPECIFIED GENETIC WEANER PIGS FOR SALE;

WHEREAS, BUYER OWNS OR OPERATES NURSERY FACILITIES (BUYER'S FACILITIES) AND DESIRES TO USE COOP'S BROKERAGE SERVICES TO PURCHASE HIGH QUALITY WEANER PIGS FROM SELLER, AND DESIRES TO PAY A BROKERAGE FEE TO COOP FOR SUCH SERVICES;

WHEREAS, COOP DESIRES TO ENTER THIS "WEANER PIG AGREEMENT" AS A THREE PARTY AGREEMENT BETWEEN SELLER, COOP, AND BUYER, HOWEVER, AS A PRACTICAL MATTER IT MAY BE NECESSARY FOR COOP TO ENTER THIS AGREEMENT AS A TWO PARTY AGREEMENT BETWEEN COOP AND EITHER BUYER OR SELLER WHEREIN ALL OF THE TERMS AND PROVISIONS OF THIS AGREEMENT BY AND BETWEEN THE COOP AND THE BUYER, OR THE COOP AND THE SELLER WOULD BE IN FULL FORCE AND EFFECT, INCLUDING THE GUARANTY BY COOP TO EITHER BUYER OR SELLER, AS THE CASE MAY BE, AT THE TIME OF THE EXECUTION OF THIS AGREEMENT BY COOP AND EITHER BUYER OR SELLER, AND AT A LATER TIME, UPON THE EXECUTION OF THIS AGREEMENT AND RATIFICATION OF THE SAME BY THE THIRD PARTY TO THIS AGREEMENT, THE REMAINING TERMS AND PROVISIONS AS BETWEEN ALL THREE PARTIES SHALL BE IN FULL FORCE AND EFFECT.

Witnesseth